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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Yoshiyuki AKAO et al.

Serial No.: 10/655,578

Group Art Unit: 3747

• Filed: September 4, 2003

Examiner: Mohanty, B.

For: FAILURE DETECTION APPARATUS FOR AN INTERNAL COMBUSTION ENGINE

Certificate of Mailing

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on:

Date: 11/18/04

By: Marc A. Rossi
Marc A. Rossi

REQUEST FOR CORRECTED NOTICE OF ALLOWANCE

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

A corrected Notice of Allowance is hereby requested in view of an error which has occurred, specifically, the filing date is incorrect. Applicants filed the above-referenced application in the Japanese language on September 4, 2003 and were given that filing date. Subsequently, applicants filed a certified English translation of the application including the surcharge with the Response to Missing Parts dated June 2, 2004. The Patent Office issued another filing receipt and subsequently the Notice of Allowance both of which indicate the later filing date. After checking the rules, applicants maintain that the original date of filing should remain as the official filing date. Correction of the Notice of Allowance is respectfully

requested. For the convenience of the Patent and Trademark Office, attached is a photocopy of the Notice of Allowance on which the error has been noted in red.

Respectfully submitted,



Marc A. Rossi
Registration No. 31,923

11/18/04

Date

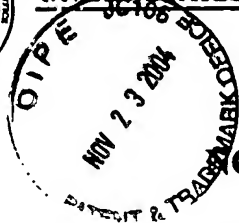
Attorney Docket: NAGA:003

ROSSI & ASSOCIATES
P.O. Box 826
Ashburn, VA 20146-0826
703-726-6020



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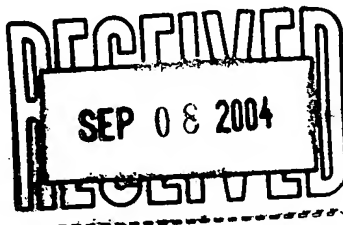


NOTICE OF ALLOWANCE AND FEE(S) DUE

ROSSI & ASSOCIATES
P.O. Box 826
Ashburn, VA 20146-0826

7590

09/07/2004



EXAMINER

MOHANTY, BIBHU R

ART UNIT

PAPER NUMBER

3747

DATE MAILED: 09/07/2004

11/7 Drawing Due i/c Issue Fee
12/7 Issue Fee Due

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/655,578

06/04/2004
9-4-2003

Yoshiyuki Akao

NAGA:003

6421

TITLE OF INVENTION: FAILURE DETECTION APPARATUS FOR AN INTERNAL COMBUSTION ENGINE

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1330	\$300	\$1630	12/07/2004

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED. THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED. SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE REFLECTS A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE APPLIED IN THIS APPLICATION. THE PTOL-85B (OR AN EQUIVALENT) MUST BE RETURNED WITHIN THIS PERIOD EVEN IF NO FEE IS DUE OR THE APPLICATION WILL BE REGARDED AS ABANDONED.

HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

A. If the status is the same, pay the TOTAL FEE(S) DUE shown above.

B. If the status above is to be removed, check box 5b on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above, or

If the SMALL ENTITY is shown as NO:

A. Pay TOTAL FEE(S) DUE shown above, or

B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check box 5a on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and 1/2 the ISSUE FEE shown above.

II. PART B - FEE(S) TRANSMITTAL should be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). Even if the fee(s) have already been paid, Part B - Fee(s) Transmittal should be completed and returned. If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.